GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services — Transport Department — Surprise Check conducted by ACB officials over the O/o Deputy Transport Commissioner, Kakinada, East Godavari District- Disciplinary Proceedings initiated against Sri S.Sekhar,RTO, (Retd), and eight (8) others - Explanations not convinced - Case entrusted to Commissioner of Inquiries - Inquiry report submitted – communicated - Further representations submitted by the charged officers — Further action dropped – Orders – Issued.

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TRANSPORT, ROADS & BUILDINGS (VIG.TR) DEPARTMENT

G.O.Rt.No.141 Dated:24.05.2021

Read the following:-

1. RC.No.26/DES-REG/2011, dt.23.3.2013 from the DG,ACB, Hyderabad
2.Govt.memo No.6947/Vig.Tr.I/2013-1, dt.20.08.2014.
3. G.O.Ms.Nos.75 &76, TR&B(Vig.TR) Dept., dt.11.12.2014.
4. G.0.Rt.Nos.811, 815 to 822, TR&B(Vig.TR) Dept., dt.11.12.2014
5 Explanations received from the charged officers through TC Lr.No.11003/V3/V2/2014, dt.22.4.2015
6. G.O. Rt.No.110, TR & B(Vig.TR) Dept., dt. 10.06.2019
7. Inquiry report of Sri J.Satyanarayana IPS (R) D.O.Lr.No.102/ COI-JS/2019, dt.01.10.2020
8 . Govt.memo, No.6947/Vig.Tr.I/2013, dt.02.02.2021.
9. Explanations received from the charged officers dt.03.2.2021 & 04.02.2021.

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ORDER:-

The Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad in his letter 1st read above, has stated that the ACB officials have conducted a surprise check on 16.08.2011 over the O/o Deputy Transport Commissioner, Kakinada and found certain irregularities and recommended for initiation of disciplinary proceedings for major penalty against Sri/Smt. (1) G. Krishnaiah, DTC, (2) S.Sekhar, RTO, (3) Ch. V. Krishna Rao, MVI, (Retired) (4) Smt. V. Sathi Devi, A.O., (5) L. Pencin Babu, Sr.Asst (6) G.V.V. Satyanarayana, Sr.Asst. (7) K.V. N.V.Prasad, Jr.Asst (8) Smt. B.V.B.Pushpakumari, Typist (9) V.S.Bavaji, Jr.Asst and (10) B. Chandra Sekhar, Sr.Asst. Based on the representation of Sri G.Krishnaiah, DTC, Government have dropped further action against him with a warning to be more careful in further vide Government memo 2nd read above.

2. Later Government have initiated disciplinary proceedings against the remaining (9) officials vide G.Os in the references 3rd and 4th read above. As the explanations submitted by the charged officers in the reference 5th read above were not convinced, Government have entrusted the case to COI vide G.O.6th read above. The COI has submitted the Inquiry report vide letter 7th read above, stating that charge-1 levelled against charged officer 1 i.e., Sri S.Sekhar RTO (Retd) has held proved and the charges against remaining officers have not held proved.

3. In the Government memo 8th read above, under rule 21 (2) of A.P.C.S(CC &A) Rules, 1991 the Inquiry report was communicated to the Charged Officers, viz., Sri S.Sekhar RTO (Retd) and (8) Others through the Transport Commissioner, AP, Vijayawada with a request to furnish their written representations, if any, within fifteen days from the date of receipt of the memo.

4. In the representations 9th read above, the charged officers viz., Sri S. Sekhar, RTO (Retd) and (8) Others have submitted their representations to the Govt., In their representations the Charged Officers 2 to 9 have submitted that the Inquiry Officer held the charges levelled against them are not proved and that they have requested to accept the Inquiry report and exonerate from the charges and to drop further action. The Charged officer 1 i.e., Sri S.Sekhar, RTO (Retired) has stated that the allegation of agents in the office was not at all proved by any corroboratory evidence; that assumed without

(P.T.O)

admission that private agents/brokers were allowed into the office, even then he was not responsible for the alleged allegation as he had been allotted with different duties and while the matter of private persons/agents allowing into the office was entrusted to the Head of the Office i.e., DTC vide circular memo No. 23/10723/R1/2002 dt.9-6-2003, which cannot be attributed to him leaving the Head of the Office i.e., DTC; that in any case, he cannot be Head of the Office as opined by the Inquiring Authority and he is not responsible even if agents were allowed into the office.

5. Government have examined the representations submitted by the charged officer especially charged officer 1 viz., Sri S.Sekhar, RTO (Retired) and opinioned that as per the circular memo No. 23/10723/R1/2002 dt.9-6-2003, the DTC and the RTO are responsible to ensure that private agents are not present at the office. The only charge proved against Mr S. Sekhar RTO (Retd) is that he failed in his duty to ensure the above. Government have already dropped the further action against Sri G.Krishnaiah, DTC with a warning to be more careful in future vide memo 2nd read above. Once a lenient view has been taken by the Government against the Head of Office ie. DTC, there is no point in making second level officer, the RTO as responsible. Therefore, Government decided to drop the charges on Charged Officer 1, and further as the charges against CO 2 to CO 9 are not proved in Inquiry, Government also decided to drop charges against them.

6. Accordingly, Government hereby exonerate the Changed Officers from the charges and to drop further action against (1) Sri S.Sekhar, RTO (Retired) (2) Sri Ch. V.Krishna Rao, MVI (Retired) (3) Smt. V. Sathi Devi, A.O., (4) Sri L. Pencin Babu, Sr.Assistant (5) Sri G.V.V. Satyanarayana, Sr.Assistant (6) Sri K.V.N.V.Prasad,Jr.Assistant (7) Smt. B.V.B.Pushpakumari, Typist (8) Sri V.S.Bavaji, Jr.Assistant and (9) B. Chandra Sekhar, Sr.Assistant in this case.

7. The Transport Commissioner, Andhra Pradesh, Vijayawada shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M .T. KRISHNA BABU
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Transport Commissioner, Andhra Pradesh, Vijayawada.
The individuals concerned through the Transport Commissioner, Andhra Pradesh, Vijayawada
Copy to:
The Secretary, APVC.
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
PS to Hon`ble M(TR)
PS to Prl.Secretary to Govt. TR&B Dept.
SF/SC.

//forwarded:: by order//

SECTION OFFICER.